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8 Attorneys for Defendants CITY OF VALLEJO
and MATTHEW KOMODA

9 **UNITED STATES DISTRICT COURT**

10 **FOR THE EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION**

11
12 BRYSON JONES, an individual

13 Plaintiff,

14 vs.

15
16 CITY OF VALLEJO, a municipal corporation;
17 MATTHEW KOMODA, individually and in his
18 capacity as an official officer of the CITY; and
DOES 1-50, inclusive, individually, jointly, and
severally,

19 Defendants.

Case No: 2:24-cv-01199-CSK

**STIPULATION, REQUEST, AND
~~PROPOSED~~ ORDER TO CONTINUE
HEARING ON MOTION TO DISMISS,
OR IN THE ALTERNATIVE TO SUBMIT
WITHOUT ORAL ARGUMENT**

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22 **WHEREAS**, on July 29, 2024 Defendants filed a Motion to Dismiss (Dkt 10), which is
23 currently set for hearing on September 3, 2024;

24 **WHEREAS**, Plaintiff's counsel will be out of town on vacation and unavailable on that
25 date;

26 **NOW THEREFORE**, the parties stipulate to and request an order vacating the hearing
27 date and taking the Motion to Dismiss under submission without oral argument, or in the
28 alternative continuing the hearing on Defendants' Motion to Dismiss to October 15, 2024.

DATED: August 22, 2024

/s/ Katelyn M. Knight
KATELYN M. KNIGHT
Assistant City Attorney
Attorney for Defendants CITY OF VALLEJO
and MATTHEW KOMODA

Dated: August 22, 2024

/s/ James Cook
JAMES COOK
Attorney for Plaintiff BRYSON JONES

ORDER

Upon stipulation of all parties and good cause therefore:

The hearing date on Defendants' Motion to Dismiss is hereby continued to October 15, 2024 at 10:00 a.m.

SO ORDERED.

Dated: 08/22/24



CHI SOO KIM
UNITED STATES MAGISTRATE JUDGE

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